Supreme Court, U.S.
FILED
MAR 2 6 2000
CLERK

Nos. 99-1257, 99-1265

In The

Supreme Court of the United States

CAROL M. BROWNER, Administrator of the Environmental Protection Agency, *et al.*,

Petitioners,

v.

AMERICAN TRUCKING ASSOCIATIONS, *et al.*,

Respondents.

On Petition For A Writ of Certiorari To The United States Court of Appeals For The District of Columbia Circuit

RESPONSE OF MASSACHUSETTS AND NEW JERSEY IN SUPPORT OF PETITIONS FOR A WRIT OF CERTIORARI

JOHN J. FARMER
Attorney General
State of New Jersey

HOWARD L. GEDULDIG
JOHN R. RENELLA
Deputy Attorneys General, New Jersey
Richard J. Hughes Justice Complex, 7th Floor
P.O. Box 093
Trenton, NJ 08625
(609) 633-8109, 984-5612

THOMAS F. REILLY
Attorney General
Commonwealth of Massachusetts

LISA HEINZERLING
Counsel of Record
Special Assistant Attorney General, Massachusetts
Georgetown University Law Center
600 New Jersey Ave., NW
Washington, DC 20001
(202) 662-9115

EDWARD G. BOHLEN
Assistant Attorney General, Massachusetts
200 Portland Street
Boston, MA 02114
(617) 727-2200, Ext. 3358

2pp

RESPONSE OF MASSACHUSETTS AND NEW JERSEY IN SUPPORT OF PETITIONS FOR CERTIORARI BY THE SOLICITOR GENERAL AND THE AMERICAN LUNG ASSOCIATION

Respondents Massachusetts and New Jersey support the petitions of the Solicitor General and the American Lung Association for a writ of certiorari to review the court of appeals' rulings with respect to the nondelegation doctrine and the implementation of the new eight-hour national ambient air quality standards for ozone. Respondents have filed their own petition for certiorari concerning those rulings. *Commonwealth of Massachusetts v. American Trucking Assns.*, No. 99-1263.

Respectfully submitted,

JOHN J. FARMER
Attorney General
State of New Jersey

HOWARD L. GEDULDIG
JOHN R. RENELLA
Deputy Attorneys General,
New Jersey
Richard J. Hughes Justice
Complex, 7th Floor
P.O. Box 093
Trenton, NJ 08625
(609) 633-8109, 984-5612

THOMAS F. REILLY
Attorney General
Commonwealth of
Massachusetts

LISA HEINZERLING
Counsel of Record
Special Assistant Attorney
General, Massachusetts
Georgetown University
Law Center
600 New Jersey Ave., NW
Washington, DC 20001
(202) 662-9115

EDWARD G. BOHLEN
Assistant Attorney General,
Massachusetts
200 Portland Street
Boston, MA 02114
(617) 727-2200, Ext. 3358